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2 CITY OF FRESNO  
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8  
9 Attorneys for the CITY OF FRESNO

10 RE:

11 **RECORDS REGARDING  
12 LICENSE PLATE READERS**

13 } **RESPONSE TO PUBLIC RECORDS  
14 ACT REQUEST FOR DOCUMENTS  
(Govt. Code §6250, et seq.)**

15 The City of Fresno (City) responds to a request pursuant to the California Public Records  
16 Act (Gov. Code §6250, et seq.) by the Aaron Swartz Day Police Surveillance Project, regarding  
17 **various records pertaining to license plate readers from January 1, 2015, to January 10, 2019,**  
18 as follows:

19 **Request No. 1 – Number, if any, of License Plate Readers owned by [the City's Police  
20 Department], including the manufacturer and whether a data storage package has been  
21 provided by the manufacturer:** The City objects to this inquiry to the extent it seeks information  
22 and does not seek production of an existing public record. (Gov. Code § 6253(b).) Under the  
23 California Public Records Act, the City is not required to respond to inquiries that seek only  
24 information. Without waiving this objection, the City's Police Department produces a potentially  
25 responsive document attached as Exhibit A.

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1                   **Request No. 2 – Any documents or correspondence during the period encompassing**  
2                   **this request regarding possible or planned acquisition of License Plate Readers: ”:** After a  
3                   diligent search and reasonable inquiry of the City’s records, the City’s Police Department produces  
4                   a potentially responsive document attached as Exhibit B. (Gov. Code § 6254(k).) Please note the  
5                   City is still searching for potentially responsive email records. If any potentially responsive email  
6                   records exist, the City will provide a supplemental response.

7                   **Request No. 3 – Any existing or proposed usage policies regarding the use of License**  
8                   **Plate Readers, including protocols, training documents, data storage procedures and**  
9                   **prohibited activities:** After a diligent search and reasonable inquiry of the City’s records, the City’s  
10                  Police Department produces a potentially responsive document attached as Exhibit C.

11                  **Request No. 4 – Any current or past litigation involving or referencing [the City’s**  
12                  **Police Department] involving the use of License Plate Readers:** After a diligent search and  
13                  reasonable inquiry of the City’s records, the City did not locate any potentially responsive  
14                  documents for this request.

15                  DATED: February 5, 2019.

16                  Respectfully submitted,

17                  DOUGLAS T. SLOAN  
18                  City Attorney

19                  By: 

20                  FRANCINE M. KANNE  
21                  Chief Assistant City Attorney  
22                  Attorneys for CITY OF FRESNO

23                  FMK:rm[65445rm/fmk]

**PROOF OF SERVICE**  
CCP §§ 1011, 1013, 1013a, 2015.5  
FRCP 5(b)

STATE OF CALIFORNIA, COUNTY OF FRESNO

I am employed in the County of Fresno, State of California. I am over the age of 18 and not a party to the within action; my business address is 2600 Fresno Street, Fresno, CA 93721-3602.

On February 6, 2019, I served the document described as **RESPONSE TO PUBLIC RECORDS ACT REQUEST FOR DOCUMENTS** on the interested parties in this action  by placing the true copies thereof enclosed in sealed envelopes addressed as stated on the attached mailing list:  by placing  the original  a true copy thereof enclosed in sealed envelopes addressed as follows:

Aaron Swartz Day Police Surveillance Project  
MuckRock News  
DEPT MR 66876  
411A Highland Ave  
Somerville, MA 02144-2516  
Email: 66876-1489881@requests.muckrock.com

BY MAIL  I deposited such envelope in the mail at Fresno, California. The envelope was mailed with postage thereon fully prepaid.

As follows: I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with U.S. postal service on that same day with postage thereon fully prepaid at Fresno, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

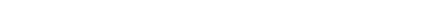
(BY PERSONAL SERVICE) I caused such envelope to be hand delivered.

(BY FAX) I caused the above-referenced document to be transmitted by fax to the addressee(s) at the fax number(s) shown.

(BY OVERNIGHT COURIER) I caused the above-referenced envelope(s) to be delivered to an overnight courier service for delivery to the addressee(s).

■ (BY ELECTRONIC MAIL) I caused the above-referenced document to be transmitted by electronic mail (e-mail) to the addressee(s) at the e-mail(s) shown.

Executed on **February** 6, 2019, at Fresno, California.

■ (State) I declare under penalty of perjury under the laws of the State of California that the above is true and correct. 

Toni Hunt

Toni Hunter